

MESSAGE NO: 3106201 MESSAGE DATE: 04/16/2003

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-507-601

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2001 TO 12/31/2001

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: RESCISSION OF CVD ADMIN REVIEW AND LIQUIDATION OF PISTACHIOS FROM  
IRAN (C-507-601)

MESSAGE NO: 3106201

DATE: 04 16 2003

CATEGORY: CVD

TYPE: LIQ

REFERENCE:

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CASES: C - 507 - 601

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PERIOD COVERED: 01 01 2001 TO 12 31 2001

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: RESCISSION OF CVD ADMIN REVIEW AND LIQUIDATION OF  
PISTACHIOS FROM IRAN (C-507-601)

1. THE ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON  
ROASTED IN-SHELL PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN  
(C-507-601), COVERING TEHRAN NEGAH NIMA TRADING COMPANY, INC.  
(NIMA)

FOR THE PERIOD 01/01/2001 THROUGH 12/31/2001 HAS BEEN RESCINDED  
AT THE REQUEST OF PETITIONERS. THIS NOTICE OF RESCISSION WAS  
PUBLISHED IN THE FEDERAL REGISTER ON 3/26/2003, 68 FR 14580. YOU

ARE TO ASSESS COUNTERVAILING DUTIES ON THIS MERCHANDISE ENTERED,

OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD

LISTED BELOW FOR THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

ROASTED IN-SHELL PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN

MANUFACTURERS/ EXPORTERS	CASE NUMBER	PERIOD	RATE
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TEHRAN NEGAH NIMA  
TRADING

COMPANY, INC.	C-507-601-002)	01/01/2001-12/31/2001	317.89%
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ALL OTHERS	C-507-601-000)	01/01/2001-12/31/2001	317.89%
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2. IMPORTS COVERED BY THIS REVIEW ARE ALL ROASTED IN-SHELL PISTACHIO NUTS, WHETHER ROASTED IN IRAN OR ELSEWHERE, FROM WHICH THE HULL HAS BEEN REMOVED, LEAVING THE INNER HARD SHELLS AND THE EDIBLE MEAT, AS CURRENTLY CLASSIFIABLE IN THE HTSUS UNDER ITEM NUMBER 0802.50.20.00. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO ASSESS COUNTERVAILING DUTIES OF 317.89 PERCENT OF THE ENTERED VALUE ON ALL SHIPMENTS OF THIS MERCHANDISE EXPORTED BY TEHRAN NEGAH NIMA TRADING COMPANY (C-

507-601-002), ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 10/01/2001 AND ON OR BEFORE 12/31/2001.

SHIPMENTS OF CERTAIN IN-SHELL ROASTED PISTACHIOS FROM IRAN, EXPORTED BY NIMA, AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, WERE SUBJECT TO LIQUIDATION MESSAGE NUMBER 3057203 DATED 02/26/2003. YOU ARE ALSO NOW INSTRUCTED TO ASSESS

COUNTERVAILING DUTIES OF 317.89 PERCENT OF THE ENTERED VALUE ON

ALL OTHER SHIPMENTS OF THIS MERCHANDISE EXPORTED ON OR AFTER 01/01/2001 AND ON OR BEFORE 12/31/2001.

4. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 12/31/2001 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER 12/31/2001 WILL CONTINUE.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT DARLA BROWN OR ERIC GREYNOLDS, AD/CVD ENFORCEMENT,

OFFICE VI, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE, AT (202) 482-2786.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party